

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:	Confirmation No. 4373
Paul D. Hanke	:	
	:	Art Unit: 1656
Appl. No.: 10/771,695	:	
	:	Examiner: Alexander D. Kim
Filed: February 4, 2004	:	Atty. Docket: 040049
Title (as amended): Polynucleotides Encoding a Truncated ORF2 From Corynebacterium		

**Submission of Terminal Disclaimer**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This paper is filed following a telephone conversation with the Examiner on December 22, 2009. During that conversation the Examiner suggested that allowance of this application would require a terminal disclaimer over U.S. Patent No. 7,368,276. This application and the '276 patent have a common parent. A terminal disclaimer is included with this filing.

If any further information is required, the Examiner is invited to call the undersigned at the number below.

Respectfully submitted,

Dated: December 22, 2009

By: /Duane A. Stewart III/  
Duane A. Stewart III  
Registration No. 54,468  
BUCHANAN INGERSOLL & ROONEY PC  
One Oxford Centre  
301 Grant Street  
Pittsburgh, Pennsylvania 15219  
ph: (412) 562-1622  
fx: (412) 562-1041